

FILED

FEB 17 2006

**Board of Vocational Nursing
and Psychiatric Technicians**

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10 **BEFORE THE**
11 **BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. VN 2005-2475

15 **MICHELLE ANN EMMETT**
21136 Gladiolos Way
16 Lake Forest, California 92630

A C C U S A T I O N

17 Vocational Nurse License No. VN 217331

18 Respondent.
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20 Teresa Bello-Jones, J.D., M.S.N., R.N. ("Complainant") alleges:

21 **PARTIES**

22 1. Complainant brings this Accusation solely in her official capacity as the
23 Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians ("Board"),
24 Department of Consumer Affairs.

25 **License History**

26 2. On or about October 14, 2005, the Board issued Vocational Nurse License
27 Number VN 217331 ("license") to Michelle Ann Emmett ("Respondent"). The license will
28 expire on November 30, 2009, unless renewed.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Falsify Patient and/or Hospital Records)**

3 9. Respondent is subject to disciplinary action under Code section 2878,
4 subdivision (a), on the grounds of unprofessional conduct, as defined by Code section 2878.5,
5 subdivision (e), in that on or about June 17, 2006, while on duty as a licensed vocational nurse at
6 Villa Valencia Skilled Nursing Center in Laguna Hills, California, Respondent falsified or made
7 grossly incorrect, inconsistent, or unintelligible entries in the patient and/or hospital records, as
8 follows:

9 a. At approximately 2000 hours, Respondent took two 5 mg. tablets of
10 Ativan from patient R.L.'s medication cart to administer to patient H.S. and charted the
11 administration of an unknown amount of Ativan in patient H.S.'s Medication Administration
12 Record.

13 b. Respondent then entered another nurse's initials in the Medication
14 Administration Record for patient H.S., without the other nurse's consent or knowledge,
15 reflecting that the other nurse had administered the Ativan for patient H.S.

16 **SECOND CAUSE OF ACTION**

17 **(Dishonesty)**

18 10. Respondent is subject to disciplinary action under Code section 2878,
19 subdivision (j), on the grounds of unprofessional conduct, in that Respondent committed acts of
20 dishonesty as set forth in paragraph 9, above, which acts are substantially related to the duties
21 and functions of a licensed vocational nurse.

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1 PRAYER

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein
3 alleged, and that following the hearing, the Board of Vocational Nursing and Psychiatric
4 Technicians issue a decision:

- 5 1. Revoking or suspending Vocational Nurse License Number VN 217331
6 issued to Michelle Ann Emmett;
- 7 2. Ordering Michelle Ann Emmett to pay the Board the reasonable costs of
8 the investigation and enforcement of this case, pursuant to Code section 125.3; and,
- 9 3. Taking such other and further action as deemed necessary and proper.
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11 DATED: February 15, 2008

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13 
14 TERESA BELLO JONES, J.D., M.S.N., R.N.
15 Executive Officer
16 Board of Vocational Nursing and Psychiatric Technicians
17 Department of Consumer Affairs
18 State of California
19 Complainant
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